

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Establishment – State Audit Department – Gazetted Services – Re-appointment of Sri M. Srinivasa Rao as Assistant Audit Officer – Orders - Issued

FINANCE (ADMN.II) DEPARTMENT

G.O.Ms.No. 252

Dated: 14.07.2010
Read the following:-

(1) Lr. Roc. No. 404/C3/2010, dated 29.05.2010 from Director, State Audit

ORDER :-

In the reference 1st read above, the Director, State Audit has stated that Sri M. Srinivasa Rao in his representation addressed to the Hon'ble Chief Minister, dated 06.04.2010 has stated that he has resigned emotionally from the post of Assistant Audit Officer on 23.01.2009 to contest for M.L.A. from Huzur Nagar Assembly Constituency in 2009 Elections; now very much regret his decision of resignation as he is the eldest in the family with huge responsibilities and very much in need of this job and requested to reinstate him in the same post of Assistant Audit Officer on humanitarian grounds. The DSA has further stated that Sri M. Srinivasa Rao is a direct recruit Assistant Audit Officer allotted by the APPSC under Group-I Services and joined in the State Audit Department as Assistant Audit Officer on 07.02.2007. He has undergone training for a period of one year. He applied for leave on medical grounds from 14.11.2008 and extended from time to time upto 13.02.2009 duly enclosing medical certificate for the period from 14-11-2008 to 13.12.2008. Finally, in his representation dated 23-01-2009 he has stated that he had gone on leave from 14.11.2008, he is unable to work as Assistant Audit Officer, he is resigning for the post of Assistant Audit Officer due to personal reasons and requested to accept his resignation. The Director, State Audit has further stated that after accepting the resignation from 23.-01-2009 and after completion of more than one year from the effective date of resignation, the individual came up with a request on 06.04.2010 to reinstate him into the same post of Assistant Audit Officer. Finally, the DSA has stated that according to 3rd proviso under Rule 30 (iii) of the AP State & Subordinate Service Rules 1996, "no withdrawal of resignation shall be permitted except with the sanction of the Govt., if the withdrawal is made after the resignation takes effect" and the Government is only competent to decide the matter on humanitarian grounds.

2. The Rule position under Rule 30 Sub-rules (b), (c) and (d) of the A.P. State and Subordinate Service Rules 1996 is as follows :

(b) If the resignation of a member of service has been accepted, but has not taken effect and he withdraws his resignation before it has taken effect, he should be deemed to be continuing in service. If the person is permitted to withdraw his resignation after it has taken effect and is appointed to the post from which he resigned, such reappointment shall be subject to the conditions specified in sub-rule (c) and (d).

(c) A member of service, shall, if he resigns his appointment, forfeit not only the service rendered by him in the particular post held by him at the time of resignation but all his previous service under the Government.

(d) The reappointment of a person, who have resigned from Government service and who is re-appointed to any service, shall be treated in the same way as a first appointment shall apply, and on such re-appointment, he shall not be entitled to count any portion of his previous service for any benefit or concession admissible under any rule or order.

3. After careful examination of the proposal, Government hereby re-appoint Sri M. Srinivasa Rao as Assistant Audit Officer as per the Sub-rules (b), (c) and (d) of Rule 30 of A.P. State and Subordinate Service Rules, 1996, subject to condition that his starting point of service after re-appointment shall be from the date of his joining in the post. He will be considered as fresh candidate and his re-appointment shall be treated in the same way as a first appointment to such service by direct recruitment and all rules governing such appointment shall apply, and on such re-appointment, he shall not be entitled to count any portion of his previous service for any benefit or concession admissible under any rule or order in terms of Rule 30 (d) of A.P. State & Subordinate Service Rules.

4. The Director of State Audit is requested to take necessary action in the matter accordingly.

5. Copy of this order is available on Internet and can be accessed at the address
<http://www.ap.gov.in/goir>

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

L.V. SUBRAHMANYAM
PRINCIPAL SECRETARY TO GOVERNMENT (FP)

To

The individual through the Director of State Audit, A.P., Hyderabad
The Director of State Audit, A.P., Hyderabad
Copy to S.F./S.Cs.

// FORWARDED BY ORDER //

SECTION OFFICER